

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shihe FAN et al.
Application No. : 10/726,574
Filed : December 4, 2003
Title : METHOD OF EX VITRO SOWING, GERMINATION, GROWTH
AND CONVERSION OF PLANT SOMATIC EMBRYOS OR
GERMINANTS, AND NUTRIENT MEDIUM USED THERETO

Art Unit : 1661
Confirmation No. : 5066
Examiner: : Annette H. Para

Kirby Eades Gale Baker
Box 3432, Station D
Ottawa, Ontario
CANADA K1P 6N9

August 6, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
United States of America

Dear Sir:

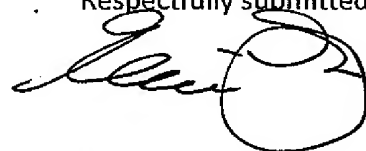
**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES UNDER 37 C.F.R. § 41.31(a)**

Applicants hereby appeal to the Board of Patent Appeals and Interferences, under 37 C.F.R. § 41.31(a), from the decision of the Examiner dated February 8, 2008, finally rejecting claims 1-10, 12-32, and 45 of the above-identified application. A completed form PTO/SB/31 is enclosed.

A credit card payment of the appeal fee of \$510.00 is submitted herewith.

This paper is being submitted concurrently with a Petition for a three-month extension of time for responding to the final official action of February 8, 2008.

Respectfully submitted,



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